

Planning Commission Date: October 27, 2004 Item No.

# MILPITAS PLANNING COMMISSION AGENDA REPORT

Category: Public Hearing Report prepared by: Kim Duncan Yes: X No: Public Hearing: Published On: 10-14-04 Notices Mailed On: 10-15-04 Posted On: 10-15-04 TITLE: USE PERMIT NO. UP2004-24, 'S' ZONE APPROVAL AMENDMENT NO. SA2004-85. Request to install six (6) telecommunication antennas on a replaced Proposal: light standard and associated ground mounted equipment and enclosure at the Milpitas Sports Center. Location: 1325 East Calaveras Boulevard (APN: 029-17-004) RECOMMENDATION: Approval with conditions. Applicant: Verizon Wireless, 2001 Omega Road, San Ramon, CA 94583. Property Owner: City of Milpitas, 455 East Calaveras Boulevard, Milpitas, CA 95035. Previous Action(s): None Environmental Info: Exempt pursuant to Section 15303, Class 3-e General Plan Designation: Park and Open Space Present Zoning: Park and Public Open Space (POS) Existing Land Use: **Public Sports Facility** Agenda Sent To: Applicant & owner Attachments: Plans, project description, photo simulations, telecommunications questionnaire, FCC license, power density study, build-out map, generator noise analysis. PJ No. 2393

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UP 2004-24 and SA 2004-85/Verizon at Milpitas Sports Center

# BACKGROUND

In June of 1986, the City of Milpitas acquired the Milpitas Sports Center property, which was previously part of the Ayer High School recreational facility. The Center includes an indoor swimming pool and athletic facility, outdoor track, as well as football, baseball and soccer fields. In 1987, the City Council adopted a Sports Center Master Plan, and subsequently approved updates to the Master Plan in 1996 and October, 2004.

# Site Description

The project site is a 2.03 acre parcel located in the southeastern portion of the 24.4 acre Milpitas Sports Center facility, which is located north of East Calaveras Boulevard, bound to the south by East Calaveras Boulevard, west by Park Victoria Drive and east by Fanyon Street. Cardoza Park is located north, adjacent to the Sports Center along Kennedy Drive. The project site consists of an unused, mud ditch area east of the City water tank and adjacent baseball field to the north. According to the Milpitas Sports Center Master Plan, future uses include a city maintenance yard and relocated baseball field. Surrounding land uses of the project site include residential along the eastern portion, public sports and playing fields to the north and west, and the Milpitas Unified School District (formerly Ayer High School) adjacent to the south.

# THE APPLICATION

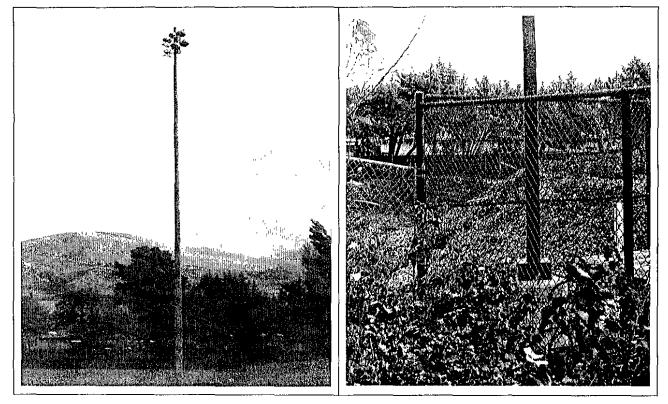
This Use Permit application is submitted pursuant to Title XI, Chapter 10, Section 57.02-15.1 (Conditional Use Permit for Wireless Communication Facility) and Section 42.10-2 (Site and Architectural Review-Applications for modifications or amendment) of the Milpitas Zoning Ordinance. The applicant is requesting approval to remove an existing sports field light pole, install six (6) telecommunication antennas on a new 91-foot tall monopole with new light standards, and associated ground mounted equipment at the Milpitas Sports Center.

# **Project Description**

The applicant is proposing to remove an existing sports field light pole at the southern end of the baseball field and install six (6) telecommunication antennas on a new 91-foot tall monopole. The new monopole would be located approximately 20 feet north of the existing light pole and the existing light standards would be mounted on top of the monopole. The six-(6) telecommunication antennas are proposed to be 48 inches in height and flush mounted on the monopole six (6) inches (from the pole) on two (2) tiers, with three (3) antennas on each tier. The new monopole would be constructed of a gray steel to match the existing field lighting poles and the antennas would be painted to match the monopole.

In addition, the applicant is proposing to install associated ground mounted equipment at the northern portion of the existing maintenance yard. The ground mounted equipment would be housed in an approximately 220 square foot equipment shelter. The shelter is proposed to be ten (10) feet in height and constructed of concrete and rock. A generator would be located to the east





View looking east

Proposed equipment location

of the equipment shelter. Both the equipment shelter and generator would be enclosed by a six (6)-foot tall concrete masonry enclosure with metal gate. As part of this application, the applicant is proposing to remove six (6) existing birch trees and install landscaping along the south and east portions of the enclosure.

# Conformance with the General Plan

The proposed project complies with the City's General Plan in terms of Policies 2.a-I-7 and 6-I-7. The proposed project provides a service that supports surrounding businesses, which can assist in expanding employment, facilitating communications, promoting business retention and supports Milpitas residents and I-680 travelers. In addition, the project avoids residential Day-Night Noise Level (DNL) exposure increases of more than 60 decibels at the property line.

# Conformance with the Zoning Ordinance

The project as proposed conforms to the Zoning Ordinance. The Zoning Ordinance, Section 57 (57.01 (b), 57.02-15, and 57.03-5) allows for the proposed use to be approved in this district if it is deemed essential or desirable to the public, suitable to the site, and not detrimental or injurious to properties in the vicinity. The proposed site is in the southeastern portion of the Milpitas Sports Center located adjacent to a single-family residential area. The antennas will be mounted atop a 91-foot tall monopole/light standard and will be flush mounted against the pole. The proposed facility blends in well with the light fixture and site, and the enclosure will match



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existing buildings at the Sports Center. The equipment will not be visible from surrounding areas and will include landscaping, thus improving the immediate appearance of the site. In addition, the facility will provide enhanced coverage for Verizon cell phone users and will prevent dropped and lost calls.

# Conformance with 'S' Zone

The project complies with the "S" Zone Combining District in that the modification to the existing light pole is compatible and harmonious with adjacent and surrounding development. The project is located in a Park and Public Open Space district and will replace an existing light standard with a new monopole/light standard and install six (6), flush mounted panel antennas approximately six (6) inches from the pole. In addition, an associated ground mounted generator would be installed within the new enclosure, therefore not visible from the surrounding area.

# Conformance with the Milpitas Sports Center Master Plan

The project complies with the Milpitas Sports Center Master Plan, approved by the City Council on September 22, 2004, in that the applicant is proposing improvements that include a CMU enclosure and landscaping to a portion of the maintenance yard. Implementation of Phase 2 of the Master Plan provides for a maintenance and storage facility, consisting of asphalt surface, CMU bins for loose materials storage and landscaping. The applicant is proposing to relocate the light standard and the removal of six (6) birch trees to accommodate the relocation of the adjacent baseball field. According to Engineering Design, the Birch trees are planned for removal in Phase 2 of the Sports Center Master Plan, therefore staff is not requesting the applicant to replace the trees.

# **ISSUES**

# **Community Impact**

The applicant is proposing to remove an existing light pole, replace with a 91-foot tall monopole and install six (6) telecommunication panel antennas on top of the pole located at the Milpitas Sports Center. The proposed design includes installing the current light standards on top of the pole to enable continued use for the playing field. In addition, the telecommunication antennas will be flush mounted approximately six (6) inches from the pole, therefore projection of the antennas will be minimal. Typically, Planning staff supports telecommunication antenna applications with stealth designs to minimize the aesthetic impact of antennas on the community. However, the applicant has worked closely with City staff for a suitable location and design of the telecommunication facility, including three (3) alternate sites. The applicant provided staff with photosimulations of alternate designs for a Sports Center telecommunication facility, including parking lot light standards and radome designs. Of the design options, staff concluded the one proposed has the least visual impacts.

In addition, the applicant is proposing a ground-mounted generator to be located inside the proposed concrete enclosure 95-feet from a Single Family Residential district. According to manufacture's information submitted by the applicant, the maximum noise decibel (dB) emitted



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from the proposed generator at the property line is 60 dB which, according to the General Plan Noise Element, is within the "normally acceptable" noise level in Single Family Residential districts.

The project proposal includes the construction of an approximately 220 square foot equipment shelter. The shelter is proposed to be a ten (10) foot tall, pre-fabricated building constructed of concrete and rock. Staff has concerns regarding the proposed construction materials in that it is difficult to remove graffiti from the surface, rocks have a tendency to fall off from environmental wear and the design does not match existing stucco buildings at the Sports Center. Therefore, staff recommends the applicant install an equipment shelter constructed of stucco to match existing buildings on site and that will be easier to maintain. The applicant agrees to this condition of approval.

The project proposal also includes an approximately 1,130 square foot, six (6) foot tall equipment enclosure constructed of concrete masonry (CMU). Staff has concerns regarding the use of CMU due to future development of the maintenance yard. According to the Milpitas Sports Center Master Plan, future development of the maintenance area will include the installation of a CMU storage area, however Engineering Design has indicated the use of fluted split block masonry in the development of the maintenance area. Therefore, *staff recommends* as a condition of approval, the proposed enclosure be constructed of fluted split block masonry. The applicant also agrees to this condition of approval.

The project is not anticipated to create any adverse impacts to surrounding land uses, in terms of traffic, parking, noise, odors or radio frequency emissions. Antenna sites are unmanned, and once installed, only require maintenance and repairs as needed, therefore no impacts on traffic or parking are anticipated. In addition, the antennas do not generate any noise and no odors are associated with this type of telecommunications facility.

# **Radio Frequency Emissions**

In terms of radio frequency emissions, federal law preserves the City's authority to regulate the placement, construction, and modification of personal wireless service facilities (47 U.S.C. 332((c)(7)(A).) However, federal law does impose a limitation on this authority in the area of radio frequency (RF) emissions. The City is prohibited by federal law from regulating the placement, construction, and modification of personal wireless service facilities on the basis of the environmental effects of RF emissions to the extent the facilities comply with the Federal Communications Commission's (FCC) regulations concerning such emissions. (47 U.S.C. 332(c)(7)(B)(iv).

FCC Guidelines. The FCC has established guidelines that place limits on human exposure to RF fields generated by personal wireless service facilities. These guidelines have been endorsed by the U.S. Environmental Protection Agency and the Food and Drug Administration. The FCC requires all personal wireless facilities to comply with these guidelines.

City Requirements. The City, however, may still verify that applicants are in compliance with the FCC's guidelines. Therefore, the City requires applicants applying for use approval for any





telecommunications device to submit a power density report. This report is reviewed by the City's Telecommunications Advisory Commission to ensure compliance with the FCC's guidelines. To the extent that an applicant's facilities, as proposed, are not in compliance with the FCC's guidelines, the City may require the applicant to make appropriate modifications to the facilities to ensure compliance.

#### **Telecommunications Commission Review**

The City of Milpitas Telecommunication Commission reviewed this project on September 20, 2004. Comments and concerns raised by the Telecommunication Commission were in regards to adequate signage in regards to safety and signage warning people of the presence of a monopole at this location. The Telecommunication Commission recommends approval of the proposal to the Planning Commission.

# **Environmental Review**

This project is categorically exempt from further environmental review pursuant to Class 3, Section 15303 (e) of the California Environmental Quality Act (CEQA) Guidelines. This section addresses "New Construction or Conversion of Small Structures...consists of construction and...installation of small new equipment and facilities in small structures...including accessory structures."

# RECOMMENDATION

Close the Public Hearing. Approve Use Permit Approval No. UP2004-24 and 'S' Zone Approval Amendment No. SA2004-85, subject to the Findings and Special Conditions listed below.

#### **FINDINGS**

- 1. The proposed project complies with the City's General Plan in terms of Policies 2.a-I-7 and 6-I-7 because the proposed telecommunication facility provides a service which commensurates with the present and anticipated needs of Milpitas residents and surrounding community. In addition, increased noise levels will not exceed minimum standards of 60 dB at the property line.
- 2. The proposed project complies with the City's Zoning Ordinance, which allows for telecommunications facilities as conditional uses in all zoning districts, will not be detrimental to the light, air or privacy of any other structure or use currently existing or anticipated.
- As conditioned, the proposed use at this location will not be detrimental or injurious to
  property or improvements in the vicinity nor to the public health, safety and general welfare,
  since it will not create adverse traffic, parking, noise, odor or radio frequency emissions
  impacts.
  - The traffic and parking needs associated with the project at this site are limited to one monthly vehicular trip for maintenance purposes.



- The project complies with FCC guidelines in regards to RF emissions.
- The generator will be for emergency power back up and noise emissions will not exceed the "normally acceptable" decibels of the General Plan.
- The project will not result in any significant visual or aesthetic impacts because the proposed antennae/monopole is visually disguised as a sports field light pole and the associated electronic cabinets are concealed from view and enhanced with landscaping.
- 4. The proposed antennae and generator are categorically exempt from further environmental review pursuant to Class 3, Section 15303(e) of the California Environmental Quality Act (CEQA) Guidelines in that ("Existing Facilities", including but limited to addition to existing structures less than 2.500 square feet).
  - The project involves modifications to an existing sports field light pole and installation of associated ground mounted equipment within a new, approximately 1,131 square foot enclosure.

# SPECIAL CONDITIONS

- 1. This approval is for Use Permit Approval No. UP2004-24 and 'S' Zone Approval Amendment SA2004-85 for the removal/replacement of a new light pole/monopole, six (6) telecommunication antennas and associated ground mounted equipment at 1323 East Calaveras Boulevard, as shown on the approved plans dated October 27, 2004. Any modifications to the Use Permit or conditions of approval require Planning Commission approval. Any modifications to these approved plans are also subject to Planning approval pursuant to Section 42.00. (P)
- 2. Prior to building permit issuance, the applicant shall submit revised plans showing the following:
  - Equipment enclosure shall be constructed of fluted split block masonry with metal doors.
  - Equipment shelter to be constructed of stucco to match existing buildings on site.
  - Plans shall reflect the APN number for this project as 029-17-004.
- 3. Prior to building permit issuance, the applicant shall submit revised landscape plans showing proposed irrigation and plantings. (P)
- 4. Prior to submittal for building permit issuance, the applicant shall submit a material sample of proposed materials for the equipment shelter to Planning Division staff for approval. (P)
- 5. Prior to building permit issuance, the project and plans shall conform with the following Fire Department and FCC requirements: (P, F):
  - a) The tower access locations and near antennas shall be labeled for the hazard with a sign approved for location and content by the Fire Department.
  - b) Each antennae shall be identified to denote its function, i.e., transmitter or receiver antennae. Shut down of transmitter antennas shall be provided. Contact the Fire Department for specifics on the requirements for shutdown. An indicator light shall



be incorporated in the shutdown system. Shutdown procedures shall be reviewed and approved by the Fire Department.

- c) With the issuance of a permit for installation, an inspection shall be performed by the Fire Department to verify labeling, signage and transmission shutdown. Inspection fees shall apply.
- 6. This use shall be conducted in compliance with all appropriate federal, state and local laws and regulations and in conformance with the approved plans. (P)
- 7. If at the time of application for building permit there is a project job account balance due to the City for recovery of fees, review of permits will not be initiated until the balance is paid in full. (P)
- 8. If, at the time of building permit issuance, there is a project job account balance due to the City for recovery of fees, issuance of building permits will not be initiated until the balance is paid in full. (P)
- 9. Two weeks prior to the commencement of construction, the applicant shall contact the City Public Works Department (Dennis Cruz, 408/586-2631) for the relocation of maintenance yard materials on the project site. (P)
- 10. At the time of building permit plan check submittal the developer shall submit a grading and drainage plan prepared by a registered Civil Engineer. The subject plan shall be reviewed and approved by the City Engineer prior to any permit issuance. (E)
- 11. Prior to any permit issuance, the applicant shall execute an encroachment permit agreement for the maintenance of proposed landscaping and other improvements. The applicant shall also secure necessary and acceptable vehicular access to these facilities to the satisfaction of the City Engineer. (E)
- 12. Prior to any work within public right of way or City property and easement, the developer shall obtain an encroachment permit from City of Milpitas Engineering Division for the construction of the proposed improvements. (E)
- 13. Per Milpitas Municipal Code Chapter 2, Title X (Ord. No. 201), developer may be required to obtain a permit for removal of any existing tree(s). Contact the Street Landscaping Section at (408) 586-2601 to obtain the requirements and forms. (E)

Planning Division = (P) Engineering Department = (E)

# CAL COM SYSTEMS INC.

2001 Omega Road # 100, San Ramon, CA 94583

September 8, 2004

Kim Duncan Project Planner City of Milpitas

RE: Completion of Verizon/CUP Application

Kim, the purpose of Verizon application for a wireless facility at the Milpitas Sports Center is to enable Verizon to be able to provide high quality wireless services to its customer that live/commute in Milpitas. Also the Milpitas police department uses Verizon' wireless equipment, and this proposed facility will greatly enhance their wireless communications capabilities. Verizon currently has no coverage in the immediate area surrounding the sports facility. As the planning department is well aware of Verizon has been working on installing a facility in the immediate area for a few years. Verizon has worked on a few sites in the immediate area. The Embassy Suite was a candidate a few years ago, but Verizon was unable to come to business terms with the hotel. An office complex located at 880-920 Hillview Court was a candidate, but due to the design of the rooftop Verizon was unable to locate equipment at this building. We also looked at Extended Stay America located at 1000 Hillview Court, but we received no response to our proposal from the corporate office. I have enclosed the requested information regarding the proposed equipment shelter and generator/air conditioning unit. The color of the proposed monopole will match the existing poles at the park which is galvanized steel gray, and the pole is 24" in diameter. The project as proposed would require the removal of six birch trees. Kim again this proposal to build a wireless facility at the Milpitas Sports Center is to allow Verizon to address a service area that currently has no wireless coverage for its customers within the City of Milpitas. One of Verizon customers at within this service area is the Milpitas Police Department. Kim if you need additional please feel free to give me a call.

Sincerely,

Timothy Richardson Project Manager Cal-Com System 510-761-6985



# United States of America

# Federal Communications Commission

# RADIO STATION AUTHORIZATION

Cellular Radiotelephone Service

GTE MOBILNET OF CALIFORNIA LIMITED PARTNERSHIP 24S PERIMETER CENTER PARKWAY ATLANTA, GA 30346

Call Sign: KNKA211

File Number: 03283-CL-ML-98

Market: 0027

Channel Block:B-1

SID: 0040

Market Name:

SAN JOSE, CALIFORNIA

The Licensee hereof is authorized, for the period indicated, to operate a radio transmitting station in accordance with the terms and conditions hereinafter described. This authorization is subject to the provisions of the Communications Act of 1934, as amended, subsequent Acts of Congress, international treaties and agreements to which the United States is a signatory, and all pertinent rules and regulations of the Federal Communications Commission, contained in Title 47 of the Code of Federal Regulations.

Initial Grant Date	March 12, 1985
Expiration Date	May 15, 2005

# WAIVERS / CONDITIONS:

Pursuant to Section 309(h) of the Communications Act 1934, as amended, (47 U.S.C. § 309(h)), this authorization is subject to the following conditions: (1) This authorization does not vest in the licensee any right to operate a station nor any right in the use of the electromagnetic spectrum designated herein beyond the term thereof nor in any other manner than authorized herein. (2) Neither this license nor the right granted thereunder shall be assigned or otherwise transfereed in violation of the Communications Act of 1934, as amended (47 U.S.C. § 151, et. seq.). (3) This authorization is subject in terms to the right of use or control conferred by Section 706 of the Communications Act of 1934, as amended (47 U.S.C. § 606).

This authorization does not convey to the licensee the right to receive protection from the capture of subscriber traffic, co-channel interference or first-adjacent-channel interference in any area outside of the authorized cellular geographic service area (CGSA) of the system. Moreover, any facility authorized herein with a service area boundary (SAB) extending into the CGSA of any other operating cellular system on the same channel block, regardless of when such other cellular system was authorized, is subject to the following condition: In the event that the licensee of the other cellular system requests that the SAB of the facilities authorized herein be removed from its CGSA, the licensee herein must reduce transmitting power or antenna height (or both) as necessary to remove the SAB from the CGSA, unless written consent from the licensee of the other cellular system, allowing the SAB extension to remain, is obtained.

City of Milpitas Planning Division 455 E. Calaveras Blvd. Milpitas, CA 95035 (408) 586-3279

# Questionnaire for Telecommunication Facility Providers

All applicants requesting to install telecommunications facilities within the City of Milpitas must complete this questionnaire as part of their use permit application submittal.

4		
Applic	ant Nam	e: Verizon Wireless
Applic	ant Addr	ess: 2001 Onego Rord, Son Roman CA, 94583
		ne: 510 - 761 - 6985
• •		and e-mail address: 935-362-9526
Applica	aliti av e	and Chian addition. 1842 Steel 1500
Provid	e a brief	description of project (Telecommunications Facility): Six (6) panel antennas to d (flush) on monopole at the Milipitus Sports Center.
De u	rounte	d (flush) on monopole at the Milipitas Sports Contec.
Locatio	on of Pro	ject: 1325 E. Calaberas Blud
1.		indicate below the frequency range you plan to use?
		VHF Low-Band (30-50 Mhz or 72-76 Mhz) VHF High-Band (136-174 Mhz or 220-222 Mhz) UHF or T-Band (406-420 Mhz or 450-470 Mhz or 470-512 Mhz) 800 or 900 Mhz Band (800-960 except 900 Mhz Spread Spectrum) 900 Mhz Spread Spectrum (902-928 Mhz) Other than specified above (State frequency band in Mhz). Describe:
2.	Please	indicate below the channel/system proposed for use?
\	0000	A single channel Multiple channel A frequency agile system A spread spectrum system Other than specified above. Describe:
3.	Please	indicate below the frequency range you plan to use?
_	opoo	Narrow band (±5 Khz or less deviation) Broad band (greater than ±5 Khz deviation) Spread Spectrum Other than specified above. Describe:

4.	What will be the effective radiated power (ERP) be when all channels at your proposed site are radiating 1200 WATT (SEE EMF (Legot) Will the site be in compliance with current ANSI radiation health standards?
5.	What horizontal radiation pattern is planned for this project?
\	□ Omnidirectional □ Sectored �ɔ² □ Directional (provide hall power beam width)
6.	What will the vertical radiation angle (half power beam width) be for your proposed antenna(s)?
7.	How high above the local terrain (e.g., surrounding structures) will the center of radiation of your propose antenna(s) be? 82,5°CC feet
8.	How close to your proposed project is the nearest roadway  feet/miles and, if elevated, what is the roadway's height above the local terrain?  feet
9.	How close to your proposed project is the nearest regularly occupied building and how high is the top floor above local terrain? <u>Zoo Feet</u>
10.	What is the distance to the nearest existing radio communications or broadcast antenna(s) if less than ½ mile? NA feet/miles. Answer question 1 for such existing antenna(s) and identify owner/operator, if known.
11.	What is the status of your FCC license grant? <u>Current</u> (Include a *copy of the license with submittal of this questionnaire.)
NOTE	: The below listed items are required by the applicant as part of this submittal:
	a) Previder's <u>build-out map</u> * showing all sites anticipated within Milpitas (see question no. 2)
	b) Photo simulations** of antenna(s) as viewed from at least three surrounding view points. Show "worst case" vantage points.
	c) List of all sites that were investigated** for a particular search ring and the reasons why they were discarded. Include names and phone numbers of persons contacted regarding potential sites.
	d) Copy of applicants Power Density Study* (see item no. 4).
	20 copies (Telecommunication Commission)     35 copies (Telecommunication Commission & Planning Commission)

Back of Telecommunication Questionnaire

51317\_S

# Verizon Wireless • Proposed Base Station (Site No. 15000272113) 1325 East Calaveras Boulevard • Milpitas, California

# Statement of Hammett & Edison, Inc., Consulting Engineers

The firm of Hammett & Edison, Inc., Consulting Engineers, has been retained on behalf of Verizon Wireless, a wireless telecommunications carrier, to evaluate the base station (Site No. 15000272113) proposed to be located at 1325 East Calaveras Boulevard in Milpitas, California, for compliance with appropriate guidelines limiting human exposure to radio frequency ("RF") electromagnetic fields.

# **Prevailing Exposure Standards**

The U.S. Congress requires that the Federal Communications Commission ("FCC") evaluate its actions for possible significant impact on the environment. In Docket 93-62, effective October 15, 1997, the FCC adopted the human exposure limits for field strength and power density recommended in Report No. 86, "Biological Effects and Exposure Criteria for Radiofrequency Electromagnetic Fields," published in 1986 by the Congressionally chartered National Council on Radiation Protection and Measurements ("NCRP"). Separate limits apply for occupational and public exposure conditions, with the latter limits generally five times more restrictive. The more recent Institute of Electrical and Electronics Engineers ("IEEE") Standard C95.1-1999, "Safety Levels with Respect to Human Exposure to Radio Frequency Electromagnetic Fields, 3 kHz to 300 GHz," includes nearly identical exposure limits. A summary of the FCC's exposure limits is shown in Figure 1. These limits apply for continuous exposures and are intended to provide a prudent margin of safety for all persons, regardless of age, gender, size, or health.

The most restrictive thresholds for exposures of unlimited duration to radio frequency energy for several personal wireless services are as follows:

Personal Wireless Service	Approx. Frequency	Occupational Limit	Public Limit
Personal Communication ("PCS")	1,950 MHz	$5.00 \mathrm{mW/cm^2}$	1.00 mW/cm <sup>2</sup>
Cellular Telephone	870	2.90	0.58
Specialized Mobile Radio	855	2.85	0.57
[most restrictive frequency range]	30-300	1.00	0.20

# **General Facility Requirements**

Base stations typically consist of two distinct parts: the electronic transceivers (also called "radios" or "cabinets") that are connected to the traditional wired telephone lines, and the passive antennas that send the wireless signals created by the radios out to be received by individual subscriber units. The transceivers are often located at ground level and are connected to the antennas by coaxial cables about 1 inch thick. Because of the short wavelength of the frequencies assigned by the FCC for wireless services, the antennas require line-of-sight paths for their signals to propagate well and so are installed at some height above ground. The antennas are designed to concentrate their energy toward



# Verizon Wireless • Proposed Base Station (Site No. 15000272113) 1325 East Calaveras Boulevard • Milpitas, California

the horizon, with very little energy wasted toward the sky or the ground. Along with the low power of such facilities, this means that it is generally not possible for exposure conditions to approach the maximum permissible exposure limits without being physically very near the antennas.

# Computer Modeling Methd

The FCC provides direction for determining compliance in its Office of Engineering and Technology Bulletin No. 65, "Evaluating Compliance with FCC-Specified Guidelines for Human Exposure to Radio Frequency Radiation," dated August 1997. Figure 2 attached describes the calculation methodologies, reflecting the facts that a directional antenna's radiation pattern is not fully formed at locations very close by (the "near-field" effect) and that the power level from an energy source decreases with the square of the distance from it (the "inverse square law"). The conservative nature of this method for evaluating exposure conditions has been verified by numerous field tests.

# Site and Facility Escription

Based upon information provided by Verizon, including drawings by ATI Architects and Engineers, dated My 13, 2004 it is proposed to mount six Andrew directional antennas on a new 91-foot light pole replacing an existing light pole of the same height located near the baseball field at 1325 East Calaveras Boulevard in Milpitas. Three Model DB932LG65VTE-M PCS antennas would be mounted at an effective height of about 82½ feet above ground and three Model 85DG85VTEXcellular antennas would be mounted at an effective height of about 75½ feet above ground. The antennas would be oriented in pairs (one PCS and one cellular) toward 55T, 150T, and 24T, with a maximum effective radiated power in any direction of 2,40 watts, representing simultaneous operation at 1,200 watts each for PCS and for cellular service. There are reported no other wireless telecommunications base stations installed nearby.

# Study Results

The maximum ambient RF level for a person anywhere at ground due to the proposed Verizon operation is calculated to be 0.0011 mW/cm<sup>2</sup>, which is 0.15%f the applicable public limit. The maximum calculated level on the nearby water tank or at the second floor elevation of any nearby home\* is 0.16%f the public exposure limit. It should be noted that these results include several "worst-case" assumptions and therefore are expected to overstate actual power density levels.

<sup>\*</sup> Located at least 135 feet away, based on the drawings.



HAMMETT & EDISON, INC. CONSULTING ENGINEERS SAN FRANCISCO

# Verizon Wireless • Proposed Base Station (Site No. 15000272113) 1325 East Calaveras Boulevard • Milpitas, California

# Recommended Mitigation Measures

Due to their mounting location on a tall pole, the Verizon antennas are not accessible to the general public, and so no mitigation measures are necessary to comply with the FCC public exposure guidelines. To prevent occupational exposures in excess of the FCC guidelines, no access within 6 feet directly in front of the Verizon antennas themselves, such as might occur during maintenance work on the lights, should be allowed while the base station is in operation, unless other measures can be demonstrated to ensure that occupational protection requirements are met. Posting explanatory warning signs† at the antennas and/or on the pole below the antennas, such that the signs would be readily visible from any angle of approach to persons who might need to work within that distance, would be sufficient to meet FCC-adopted guidelines.

### Conclusion

Based on the information and analysis above, it is the undersigned's professional opinion that the base station proposed by Verizon Wireless at 1325 East Calaveras Boulevard in Milpitas, California, can comply with the prevailing standards for limiting human exposure to radio frequency energy and, therefore, need not for this reason cause a significant impact on the environment. The highest calculated level in publicly accessible areas is much less than the prevailing standards allow for exposures of unlimited duration. This finding is consistent with measurements of actual exposure conditions taken at other operating base stations.

# Atbrshp

The undersigned author of this statement is a qualified Professional Engineer, holding California Registration Nos. E-13026 and M-20676, which expire on line 30, 2005. This work has been carried out by him or under his direction, and all statements are true and correct of his own knowledge except, where noted, when data has been supplied by others, which data he believes to be correct.

Warning signs should comply with ANSI C95.2 color, symbol, and content conventions. In addition, contact information should be provided (e.g., a telephone number) to arrange for access to restricted areas. The selection of language(s) is not an engineering matter, and guidance from the landlord, local zoning or health authority, or

August 9, 2004



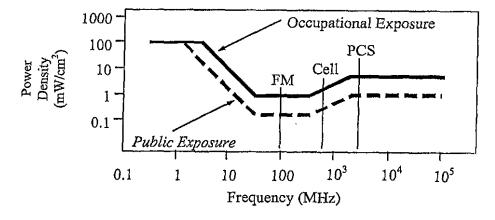


# FCC Radio Frequency Protection Guide

The U.S. Congress required (1996 Telecom Act) the Federal Communications Commission ("FCC") to adopt a nationwide human exposure standard to ensure that its licensees do not, cumulatively, have a significant impact on the environment. The FCC adopted the limits from Report No. 86, "Biological Effects and Exposure Criteria for Radiofrequency Electromagnetic Fields," published in 1986 by the Congressionally chartered National Council on Radiation Protection and Measurements, which are nearly identical to the more recent Institute of Electrical and Electronics Engineers Standard C95.1-1999, "Safety Levels with Respect to Human Exposure to Radio Frequency Electromagnetic Fields, 3 kHz to 300 GHz." These limits apply for continuous exposures from all sources and are intended to provide a prudent margin of safety for all persons, regardless of age, gender, size, or health.

As shown in the table and chart below, separate limits apply for occupational and public exposure conditions, with the latter limits (in *italics* and/or dashed) up to five times more restrictive:

Frequency	Electromagnetic Fields (f is frequency of emission in MHz)					
Applicable Range (MHz)	Field S	ctric Strength /m)	Magnetic Field Strength (A/m)		Equivalent Far-Field Power Density (mW/cm²)	
0.3 - 1.34	614	614	1.63	1.63	100	100
1.34 - 3.0	614	823,8/f	1.63	2.19/f	100	180/f <sup>2</sup>
3.0 - 30	1842/f	823.8/f	4.89/f	2.19/f	900/ f <sup>2</sup>	180/f²
30 - 300	61.4	27.5	0.163	0.0729	1.0	0.2
300 - 1,500	3.54√f	1.59√f	√f/106	$\sqrt{f/238}$	f/300	f/1500
1,500 - 100,000	137	61.4	0.364	0.163	5.0	1.0



Higher levels are allowed for short periods of time, such that total exposure levels averaged over six or thirty minutes, for occupational or public settings, respectively, do not exceed the limits, and higher levels also are allowed for exposures to small areas, such that the spatially averaged levels do not exceed the limits. However, neither of these allowances is incorporated in the conservative calculation formulas in the FCC Office of Engineering and Technology Bulletin No. 65 (August 1997) for projecting field levels. Hammett & Edison has built those formulas into a proprietary program that calculates, at each location on an arbitrary rectangular grid, the total expected power density from any number of individual radio sources. The program allows for the description of buildings and uneven terrain, if required to obtain more accurate projections.



# RFR.OB TM Calculation Methodology

# Assessment b Calculation of Compliance it/FCC Exposure Guidelines

The U.S. Congress required (1996 Telecom Act) the Federal Communications Commission ("FCC") to adopt a nationwide human exposure standard to ensure that its licensees do not, cumulatively, have a significant impact on the environment. The maximum permissible exposure limits adopted by the FCC (see Figure 1) apply for continuous exposures from all sources and are intended to provide a prudent margin of safety for all persons, regardless of age, gender, size, or health. Higher levels are allowed for short periods of time, such that total exposure levels averaged over six or thirty minutes, for occupational or public settings, respectively, do not exceed the limits.

# Near Field.

Prediction methods have been developed for the near field zone of panel (directional) and whip (omnidirectional) antennas, typical at wireless telecommunications cell sites. The near field zone is defined by the distance, D, from an antenna beyond which the manufacturer's published, far field antenna patterns will be fully formed; the near field may exist for increasing D until some or all of three conditions have been met:

1) 
$$D > \frac{2h^2}{\lambda}$$
 2)  $D > 5h$  3)  $D > 1.6 \lambda$ 

where h = aperture height of the antenna, in meters, and  $\lambda$  = wavelength of the transmitted signal, in meters.

The FCC Office of Engineering and Technology Bulletin No. 65 (August 1997) gives this formula for calculating power density in the near field zone about an individual RF source:

power density 
$$S = \frac{180}{\theta_{BW}} \times \frac{0.1 \times P_{net}}{\pi \times D \times h}$$
, in mW/cm<sup>2</sup>,

where  $\theta_{BW}$  =half-power beamwidth of antenna, in degrees, and

Pnet =net power input to the antenna, in watts.

The factor of 0.1 in the numerator converts to the desired units of power density. This formula has been built into a proprietary program that calculates distances to FCC public and occupational limits.

## Far Field.

OET-65 gives this formula for calculating power density in the far field of an individual RF source:

power density 
$$S = \frac{2.56 \times 1.64 \times 100 \times RFF^2 \times ERP}{4 \times \pi \times D^2}$$
, in mW/cm<sup>2</sup>,

where ERP =total ERP (all polarizations), in kilowatts,

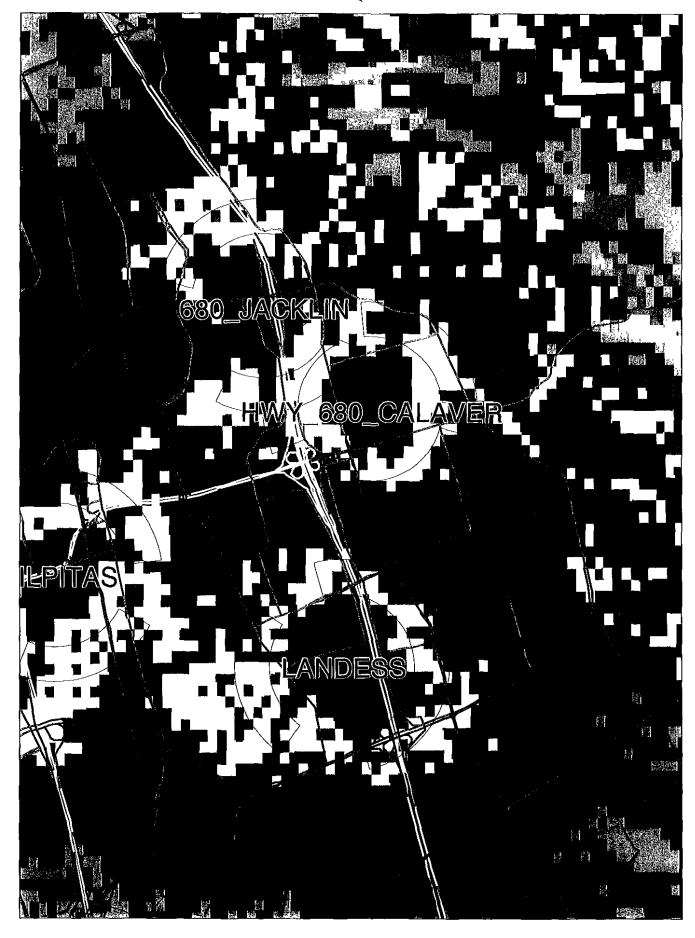
RFF =relative field factor at the direction to the actual point of calculation, and

D =distance from the center of radiation to the point of calculation, in meters.

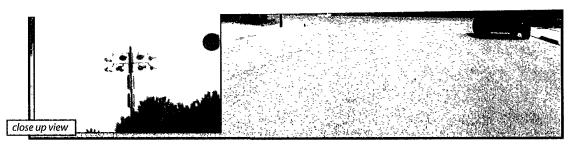
The factor of 2.56 accounts for the increase in power density due to ground reflection, assuming a reflection coefficient of 1.6 (1.6 x 1.6 = 2.56). The factor of 1.64 is the gain of a half-wave dipole relative to an isotropic radiator. The factor of 100 in the numerator converts to the desired units of power density. This formula has been built into a proprietary program that calculates, at each location on an arbitrary rectangular grid, the total expected power density from any number of individual radiation sources. The program also allows for the description of uneven terrain in the vicinity, to obtain more accurate projections.



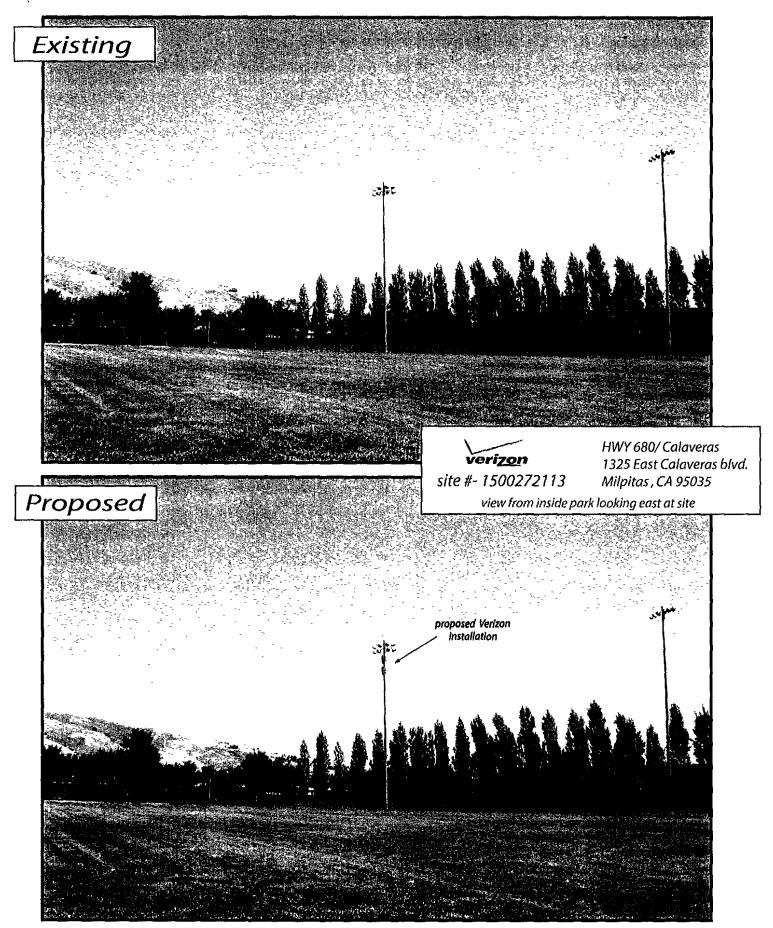














➂	48 dBA	Distance	Level*
		10 ft	55 dBA
	<b></b>	20 ft	53 dBA
(2)	49 dBA	30 ft	51 dBA
		40 ft	49 dBA
		50 ft	48 dBA
<b>(3</b> )	51 dBA	60 ft.	47 dBA
~	<b>4</b> , 4m,	70 ft	46 dBA

53 dBA

55 dBA

i	10 ft	DO ODA			
i	20 ft	65 dBA			
	30 ft	63 dBA			•
	40 ft	60 dBA			
ĺ	50 ft	58 dBA			
	60 ft	56 dBA		ASSESSMENT OF	Held I
	70 ft	55 dBA			**************************************
		54 dBA			
	90 ft	53 dBA		A E N	
	100 ft	52 dBA			
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Level\*

in dBA

Distance

(from Face of Enclosure)

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30 f		73	dBA	
40 f	t .	70	dBA	
50 f	t	68	dBA	
60 f	ţ	67	dBA	
70 f	Ł	66	dBA	
80 f	t	64	dBA	
90 f		63	dBA	
100	ft	62	dBA	ĺ

Distance	Levei*
(From Face of Englosure) 10 ft	79 dBA
20 ft	74 dBA
30 ft	70 dBA
40 ft	67 dBA
50 ft	65 dBA
60 ft	63 dBA
70 ft	62 dBA
80 ft	61 dBA
90 ft	ABb da
100 ft	60 dBA

74 dBA

70 dBA

\* Levels are estimated based on measurements made at the Redding, CA Verizon tower site. Levels measured at various distances from equipment enclosures at other sites may vary 67 dBA depending on terrain, exteting structures and

variations in enclosure construction.

⊙ 65 dBA

Verizon Wireless Tower Site A-Weighted Sound Pressure Levels at 10 ft Increments Away from Equipment Enclosure Figure 1 12/18/02

130 Somer Street | San Francisco | California 94104 | Yet 415 397 0442 | Feb. 415 307 0454 Not to Scale Charles M Salter Associates Inc 194 15 2004 14:07 FR HQ SAN JUSE MURIN 80/80'd 29232616290909% OI 987/ 754 AU4

# Ver 1700 mwireless

HWY. 680 - CALAVERAS

1325 E. CALAVERAS BLVD. MILPITAS, CA 95035

SITE NO. 117359

**verizon**wireless

HWY. 680- GALAYERAS SITE NO. 117359 1325 E. CALAVERAS BLVD. MILPITAS CA 95035 SANTA CLARA COUNTY

